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2-25-1976

# Taxation

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Office of the Secretary of State  
March Fong Eu

111 Capitol Mall  
Sacramento, California 95814

Executive Office	(916) 445-8371
Certification	(916) 445-1430
Corporation Index	(916) 445-2900
Corporation Records	(916) 445-1768
Election Division	(916) 445-0820
Legal Division (Corp.)	(916) 445-0620
Notary Public Division	(916) 445-6507
State Archives	(916) 445-4293
Uniform Commercial Code	(916) 445-8061

February 24, 1976

TO THE REGISTRARS OF VOTERS AND COUNTY CLERKS

Pursuant to Section 3507 of the Elections Code, there is transmitted herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

TAXATION

INITIATIVE CONSTITUTIONAL AMENDMENT

Circulating and Filing Schedule

1. Minimum number of signatures required.....499,846  
Constitution IV, 22(b).
2. Official Summary Date.....2/24/76  
Elections Code Section 3507.
3. Petition Sections:
  - a. First day Proponent can circulate Sections for  
signatures.....2/24/76
  - b. Last day Proponent can circulate and file with the  
county. All Sections are to be filed at the same  
time.....7/23/76\*  
Elections Code Sections 3507, 3520(a).
  - c. Last day for county to determine total number of signatures  
affixed to petition and to transmit total to Secretary of  
State.....7/28/76  
  
(If the Proponent files the petition with the county on a  
date other than 7/23/76 the last day is not later than the  
fifth day after the filing of the petition.)  
Elections Code Section 3520(b).
  - d. Last day for county to determine number of qualified electors  
who have signed the petition, and to transmit certificate,  
with a blank copy of the petition to the Secretary of State.. 8/12/76.

\* Please Note: To assist the planning of those Proponents who wish to qualify for the November 2, 1976 General Election, April 20, 1976 is a suggested deadline for petition filing with the county.

(If the Secretary of State notifies the counties to determine the number of qualified electors who signed the petition on a date other than 7/28/76 the last day is not later than the fifteenth day after the notification.)  
Elections Code Section 3520 (d,e).

- e. If the signature count is between 449,861 and 549,831, then the Secretary of State notifies counties using random sampling technique to determine validity of all signatures.

Last day for county to determine actual number of all qualified electors who signed the petition, and to transmit certificate, with a blank copy of the petition to the Secretary of State... 9/10/76\*

(If the Secretary of State notifies the counties to determine the number of qualified electors who have signed the petition on a date other than 8/12/76 the last day is not later than the thirtieth day after the notification.)  
Elections Code Section 3520.5.

#### 4. Campaign Statements:

- a. If the measure qualifies for the ballot:  
Last day for Proponent to file a Statement of Receipts and Expenditures for period ending 10/09/76.....10/16/76  
  
(If the Secretary of State qualified the measure for the ballot on a date other than 8/12/76 the last day to file is the 65th calendar day after the date the measure qualified)  
Government Code Section 84202 (a).
- b. If the measure does not qualify for the ballot:  
Last day for Proponent to file a Statement of Receipts and Expenditures for period 9/19/76.....9/26/76.  
Government Code Section 84202 (b).

\* Date adjusted for official deadline which falls on Saturday.

5. The Proponents of the above measure are:

Nelson E. Brestoff  
314 S. Occidental Blvd. #12  
Los Angeles, CA 90057

Mrs. Margaret A. Shaw  
(Mrs. Leslie N. Shaw)  
1650 S. Victoria Ave.  
Los Angeles, CA 90019

Clarence Warren Driver  
364 N. Ridgewood Place  
Los Angeles, CA 90004

WILLIAM N. DURLEY  
Assistant to the Secretary of State  
Elections and Political Reform



Cashmere Apperson  
Elections Technician

CA:pl

NOTE TO PROPONENT: Your attention is directed to Elections Code Sections 3500.1, 3502.5 and 3511 for appropriate format and type considerations in printing, typing and otherwise preparing your initiative petition for circulation and signatures.

Your attention is further directed to Government Code Sections 85200 et seq regarding the circulation of statewide petitions.

DECLARATION OF SERVICE BY MAIL

I, Betty L. Rawstron, declare as follows:

I am a citizen of the United States, over the age of 18 years and not a party to the within action; my place of employment and business address is 555 Capitol Mall, Suite 550, Sacramento, California.

On February 24, 1976, I served the attached

Title and Summary

by placing a true copy thereof in an envelope addressed to the persons named below at the address set out immediately below each respective name, and by sealing and depositing said envelope in the United States Mail at Sacramento, California, with postage thereon fully prepaid. There is delivery service by United States Mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed:

Nelson E. Brestoff  
314 S. Occidental Blvd. -#12  
Los Angeles, CA 90057

Mrs. Margaret A. Shaw  
1650 S. Victoria Ave.  
Los Angeles, CA 90019

Clarence Warren Driver  
364 N. Ridgewood Place  
Los Angeles, CA 90004


James Driscoll  
Chief Clerk/Assembly  
State Capitol  
Sacramento, CA 95814

Darryl R. White  
Secretary of Senate  
State Capitol  
Sacramento, CA 95814

Honorable March Fong Eu  
Secretary of State  
111 Capitol Mall  
Sacramento, CA 95814

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 24, 1976, at Sacramento,  
California.

  
Declarant  
BETTY L. RAWSTRON



OFFICE OF THE ATTORNEY GENERAL

**Department of Justice**

555 CAPITOL MALL, SUITE 550

SACRAMENTO 95814

(916) 445-9555

February 24, 1976

**FILED**  
In the office of the Secretary of State  
of the State of California

**FEB 25 1976**

MARCH FONG EU, Secretary of State

By *Cashmere M. Apperson*  
Deputy

Honorable March Fong Eu  
Secretary of State  
111 Capitol Mall  
Sacramento, California 95814

Subject: Initiative Constitutional Amendment - 76RF0033  
Two-Thirds Vote of Legislature for Any Tax Change

Dear Mrs. Eu:

Pursuant to the provisions of section 3507 of the Elections Code, you are hereby informed that on this day we mailed to Nelson E. Brestoff, Mrs. Margaret A. Shaw and Clarence Warren Driver, the following title and summary:

**TAXATION - INITIATIVE CONSTITUTIONAL AMENDMENT.** Amends Article IV, section 8, to add requirement that any bill imposing any tax, or change in the rate, base or other provisions of any tax, must be passed by rollcall vote, with concurrence of 2/3 of membership of each house of Legislature. Does not apply to Unemployment Compensation Insurance or to Unemployment Compensation Disability contributions. Financial Impact: None.

Enclosed herewith is a declaration of mailing thereof, and a copy of the proposed measure.

Very truly yours,

EVELLE J. YOUNGER  
Attorney General

*George J. Roth*  
GEORGE J. ROTH  
Deputy Attorney General

GJR:blr  
Enc.

TO THE HONORABLE SECRETARY OF STATE OF CALIFORNIA:

We, the undersigned, registered, qualified electors of the State of California, residents of Los Angeles County (or City and County) present to the Secretary of State this petition proposing to add subdivision (e) to Section 8 of Article IV of the California Constitution, and petition that the same be submitted to the electors of the State of California for their adoption or rejection at the next succeeding election or as provided by law. The following is a full and correct copy of the title and text of the proposed measure:

That subdivision (e) is added to Section 8 of Article IV, to read:

(e) Any bill providing for the imposition of any type of tax, or any change in the rate, base, or other provisions of any tax, upon any or all taxpayers shall be passed by roll call vote entered in the journal, two-thirds of the membership of each house concurring. The provisions of this subdivision shall control over any other provision or provisions of the Constitution to the contrary, and shall remain in full force and effect until repealed by a vote of the electorate. The provisions of this subdivision shall not apply to Unemployment Compensation Insurance or to Unemployment Compensation Disability contributions.

Nelson E. Brestoff  
314 S. Occidental Blvd. #12  
Los Angeles, Ca. 90057

Nelson E Brestoff

Mrs. Margaret A. Shaw  
[Mrs. Leslie N. Shaw]  
1650 S. Victoria Avenue  
Los Angeles, Ca. 90019

Mrs Margaret A. Shaw

Clarence Warren Driver  
364 N. Ridgewood Place  
Los Angeles, Ca. 90004

Clarence Warren Driver



Office of the Secretary of State  
March Fong Eu

111 Capitol Mall  
Sacramento, California 95814

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State Archives	(916) 445-4293
Uniform Commercial Code	(916) 445-8061

February 23, 1976

TO THE REGISTRARS OF VOTERS AND COUNTY CLERKS

Pursuant to Section 3507 of the Elections Code, there is transmitted herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

PUBLIC EMPLOYEES

INITIATIVE CONSTITUTIONAL AMENDMENT

Circulating and Filing Schedule

1. Minimum number of signatures required.....499,846  
Constitution IV, 22(b).
2. Official Summary Date.....2/23/76  
Elections Code Section 3507.
3. Petition Sections:
  - a. First day Proponent can circulate Sections for  
signatures.....2/23/76
  - b. Last day Proponent can circulate and file with the  
county. All Sections are to be filed at the same  
time.....7/22/76\*  
Elections Code Sections 3507, 3520(a).
  - c. Last day for county to determine total number of  
signatures affixed to petition and to transmit total  
to Secretary of State.....7/27/76  
  
(If the Proponent files the petition with the county  
on a date other than 7/22/76 the last day is not later than  
the fifth day after the filing of the petition.)  
Elections Code Section 3520(b).
  - d. Last day for county to determine number of qualified electors  
who have signed the petition, and to transmit certificate,  
with a blank copy of the petition to the Secretary of State...8/11/76

\* Please Note: To assist the planning of those Proponents who wish to qualify for the November 2, 1976 General Election, April 20, 1976 is a suggested deadline for petition filing with the county.



(If the Secretary of State notifies the counties to determine the number of qualified electors who signed the petition on a date other than 7/27/76 the last day is not later than the fifteenth day after the notification.)  
Elections Code Section 3520(d,e).

- e. If the signature count is between 449,861 and 549,831, then the Secretary of State notifies counties using random sampling technique to determine validity of all signatures.

Last day for county to determine actual number of all qualified electors who signed the petition, and to transmit certificate, with a blank copy of the petition to the Secretary of State...9/10/76

(If the Secretary of State notifies the counties to determine the number of qualified electors who have signed the petition on a date other than 8/11/76 the last day is not later than the thirtieth day after the notification.)  
Elections Code Section 3520.5.

#### 4. Campaign Statements:

- a. If the measure qualifies for the ballot:  
Last day for Proponent to file a Statement of Receipts and Expenditures for period ending 10/8/76.....10/15/76.

(If the Secretary of State qualified the measure for the ballot on a date other than 8/11/76 the last day to file is the 65th calendar day after the date the measure qualified)  
Government Code Section 84202(a).

If the measure does not qualify for the ballot:  
Last day for Proponent to file a Statement of Receipts and Expenditures for period 9/18/76.....9/25/76  
Government Code Section 84202(b).

5. The Proponent of the above measure is:

Ruth Johnson  
Chairman  
Citizens Committee to Preserve  
Voter Rights  
4091 Raffee Drive  
San Diego, CA 92117  
(Telephone (714) 274-4961)

WILLIAM N. DURLEY  
Assistant to the Secretary of State  
Elections and Political Reform

  
Cashmere Apperson  
Elections Technician

CA:pl

NOTE TO PROPONENT: Your attention is directed to Elections Code Sections 3500.1, 3502.5 and 3511 for appropriate format and type considerations in printing, typing and otherwise preparing your initiative petition for circulation and signatures.

Your attention is further directed to Government Code Sections 85200 et seq regarding the circulation of statewide petitions.



Office of the Secretary of State  
March Fong Eu

111 Capitol Mall, Room 220  
Sacramento, California 95814

Elections Division  
(916) 445-0820

August 6, 1976

TO: ALL REGISTRARS OF VOTERS AND COUNTY CLERKS

FROM: CASHMERE M. APPERSON, ELECTIONS TECHNICIAN

This is to inform you that upon receipt of certificates from the registrars of voters or county clerks, approximately 23,000 signatures were collected on the Public Employees' initiative. Therefore, the petition has failed and no further action is necessary in regard to this petition.

DECLARATION OF MAILING

RE: Initiative Constitutional Amendment -  
Public Employee Strikes

I, Valeska Barham, declare as follows:

I am a citizen of the United States, over the age of 18 years, and not a party to the within action; I reside in the County of Sacramento, State of California; my business address and place of employment is 555 Capitol Mall, Suite 550, Sacramento, CA 95814.

The proponent(s) of the above named measure is

Ruth Johnson  
Chairman  
Citizens Committee to Preserve Voter Rights  
4091 Raffee Drive  
San Diego, CA 92117

(Telephone (714) 274-4961)

On the 23rd day of February, 1976, I mailed a letter, a true copy of which is attached hereto, to the person(s) above named, in an envelope addressed to her at the address(es) set out immediately below her name(s), sealed said envelope(s), and deposited the same in the United States mail at the City of Sacramento, County of Sacramento, State of California, with postage thereon fully prepaid, and there is regular communication between the said place of mailing and the place(s) so addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Sacramento, California, on February 23, 1976.

Valeska Barham



OFFICE OF THE ATTORNEY GENERAL

**Department of Justice**

555 CAPITOL MALL, SUITE 550  
SACRAMENTO 95814  
(916) 445-9555

February 23, 1976

**FILED**  
In the office of the Secretary of State  
of the State of California

**FEB 24 1976**

MARCH FONG EU, Secretary of State

By *Chas. M. Apperson*  
Deputy

Honorable March Fong Eu  
Secretary of State  
111 Capitol Mall  
Sacramento, CA 95814

Re: Initiative Constitutional Amendment - Public Employees

Dear Mrs. Eu:

Pursuant to the provisions of section 3507 of the Elections Code you are hereby informed that on this day we mailed to Ruth Johnson, as proponent, the following title and summary:

PUBLIC EMPLOYEES. INITIATIVE CONSTITUTIONAL AMENDMENT. Prohibits employees of California public entities from: engaging in strikes, walkouts or any other concerted refusal to perform their duties; seeking or entering into binding arbitration of disputes with public entities involving wages, hours or conditions of employment; or establishing any closed shop or mandatory union dues or fee arrangements. Such activities may be authorized by statute or ordinance approved and consented to by vote of the electors. Financial impact: Any state or local costs resulting from enactment of this proposed amendment will be minor.

Enclosed herewith is a declaration of mailing thereof, and a copy of the proposed measure.

According to information available in our records the address and phone number of the proponent of this measure are as stated on the declaration of mailing.

Very truly yours,

EVELLE J. YOUNGER  
Attorney General

*Geoffrey L. Graybill*  
GEOFFREY L. GRAYBILL  
Deputy Attorney General

GLG:vb  
Enc.

76

PROPOSED AMENDMENT TO THE CALIFORNIA CONSTITUTION

TO THE HONORABLE SECRETARY OF STATE OF CALIFORNIA

We, the undersigned registered, qualified electors of California, residents of San Diego County, hereby propose to amend the Constitution of California, Article XX, Section 26, and petition the Secretary of State to submit the same to the electors of California for their adoption or rejection at the next succeeding general election or at any special statewide election held prior to that general election or otherwise provided by law. The proposed constitutional amendment reads as follows:

Article XX  
Section 26

- A. Unless expressly authorized and permitted by Statute or Ordinance, which are submitted for approval to the People in compliance with Section 2 hereof, employees of public entities and authorities in California, including the State of California, shall not:
1. Conduct strikes, walk-outs or any other concerted refusal or unauthorized failure to perform the duties, assignments and responsibilities of said employees;
-

2. Establish and/or enforce a requirement that said employees must join an employee union or similar organization, and/or pay sums equivalent to union dues and initiation fees to an employee union or similar organization in order to be employed by a public entity or authority, or in order to remain so employed.

3. Seek to enter, or enter into, binding arbitration of any labor or other dispute involving wages, hours or conditions of employment between a public entity or authority and its employees.

B. Any proposed Statute or Ordinance duly enacted by a public entity or authority <sup>including the State or California,</sup> in California/ shall be submitted for direct approval and consent to the electors of that entity or authority, following approval by the governmental body of said public entity or authority, if said proposed Statute or Ordinance directly or indirectly authorizes any of the following:

1. Strikes, walk-outs, or any other concerted refusal or unauthorized failure to perform the duties, assignments and responsibilities of said employees;

2. Establishment of a requirement that said employees join an employee union or similar organization, and/or pay sums equivalent to union dues and initiation fees to an employee union or similar organization in order to be employed by the public entity or authority, or in order to remain so employed;

3. Binding arbitration of any labor or other dispute involving wages, hours or conditions of employment between a public entity or authority and its employees/

C. This Amendment shall apply to all Statutes and Ordinances presently existing or to be enacted which concern or have to do in any way, directly or indirectly, with the matters referred to in this amendment.